

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent Number	7,311,249
Issue Date	December 25, 2007
First Inventor	Merrill Brooks SMITH
Title	System and Method for Conducting a Return Transaction for a PIN-Activated Account
Attorney Docket No.	62941.002006

**MAIL STOP PETITION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION UNDER 37 C.F.R. 1.78(a)(3)**  
**FOR CORRECTION OF PRIORITY CLAIM UNDER 35 U.S.C 120**

Dear Sir:

It has come to our attention that U.S. Patent No. 7,311,249 ("the '249 Patent") was printed with an incomplete priority claim under 35 U.S.C. 120. As reflected by the documentation attached to the request for Certificate of Correction filed herewith, this omission was Office error and was not the fault of Patentee or Applicants. Under MPEP 1481.03(b), the Patentee respectfully petitions for correction of said priority claim under 37 C.F.R. 1.78(a)(3). To meet the requirements of that provision, the Patentee provides the following:

**(1) The Reference Required by 35 U.S.C. 120 and paragraph (a)(2)**

The '249 Patent is a continuation-in-part of U.S. Patent Application Serial No. 10/253,243 filed on September 24, 2002, now U.S. Patent No. 7,333,955, which claims priority to U.S. Provisional Patent Applications 60/324,333 filed on September 24, 2001 and 60/396,404 filed on July 15, 2002. The '249 Patent is a continuation-in-part of U.S. Patent Application Serial No.

10/411,971, filed on Apr. 11, 2003, now U.S. Patent No. 7,083,084, which in turn is a continuation of U.S. Patent Application Serial No. 09/641,363, filed on Aug. 18, 2000, now U.S. Patent No. 6,575,361, which claims priority to U.S. Provisional Application No. 60/149,740, filed on August 19, 1999. The '249 Patent is a continuation-in-part of U.S. Patent Application Serial No. 10/712,182 filed on November 13, 2003, now U.S. Patent No. 7,168,615, which is a continuation-in-part of U.S. Patent Application Serial No. 10/253,243 filed on September 24, 2002, now U.S. Patent No. 7,333,955, which claims priority to U.S. Provisional Patent Applications 60/324,333 filed on September 24, 2001 and 60/396,404 filed on July 15, 2002 and a continuation-in-part of U.S. Patent Application Serial No. 10/411,971, filed on Apr. 11, 2003, now U.S. Patent No. 7,083,084, which in turn is a continuation of U.S. Patent Application Serial No. 09/641,363, filed on Aug. 18, 2000, now U.S. Patent No. 6,575,361, which claims priority to U.S. Provisional Application No. 60/149,740, filed on August 19, 1999. The '249 Patent is a continuation-in-part of U.S. Patent Application Serial No. 10/655,828, filed on September 5, 2003. The '249 Patent is a continuation-in-part of U.S. Patent Application Serial No. 10/698,084, filed on November 3, 2003, now U.S. Patent No. 7,028,891, which in turn is a continuation-in-part of U.S. Patent Application Serial No. 10/253,243 filed on September 24, 2002, now U.S. Patent No. 7,333,955, which claims priority to U.S. Provisional Patent Applications 60/324,333 filed on September 24, 2001 and 60/396,404 filed on July 15, 2002 and a continuation-in-part of U.S. Patent Application Serial No. 10/411,971, filed on Apr. 11, 2003, now U.S. Patent No. 7,083,084, which in turn is a continuation of U.S. Patent Application Serial No. 09/641,363, filed on Aug. 18, 2000, now U.S. Patent No. 6,575,361, which claims priority to U.S. Provisional Application No. 60/149,740, filed on August 19, 1999. The '249 Patent is a continuation-in-part of U.S. Patent Application No. 10/732,641, filed on December 10, 2003, now U.S. Patent No. 7,093,761, which is a continuation-in-part of U.S. Patent Application Serial No. 10/253,243 filed on September 24, 2002, now U.S. Patent No. 7,333,955, which claims priority to U.S. Provisional Patent Applications 60/324,333 filed on September 24, 2001 and 60/396,404 filed on July 15, 2002 and a continuation-in-part of U.S. Patent Application Serial No. 10/411,971, filed on Apr. 11, 2003, now U.S. Patent No. 7,083,084, which in turn is a continuation of U.S. Patent Application Serial No. 09/641,363, filed on Aug. 18, 2000, now U.S. Patent No. 6,575,361, which claims priority to U.S. Provisional Application No. 60/149,740,

filed on August 19, 1999. The '249 Patent is a continuation-in-part of U.S. Patent Application Serial No. 10/739,301, filed on December 19, 2003, now U.S. Patent No. 7,328,190.

**(2) The Surcharge Set Forth in 37 C.F.R. 1.17(t)**

Payment of the Petition Fee in the amount of \$1410.00 as set forth under 37 C.F.R. 1.17(t) is filed herewith.

**(3) Statement That Entire Delay Was Unintentional**

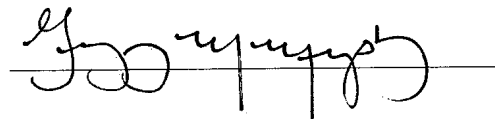
The Patentee's undersigned representative states that the entire delay between the date the claim of priority was due under 37 C.F.R. 1.78(a)(2)(ii) and the filing of this petition under 37 C.F.R. 1.78(a)(3) was unintentional. The error on the face of the '249 Patent is the result of Office Error and is not the result of any failure on the part of Applicants or Patentee. Patentee just became aware of this omission.

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Based on the above, Patentee respectfully requests that the Certificate of Correction filed herewith be executed by the attesting Officer and be made part of the record of U.S. Patent No. 7,311,249.

Dated: October 6, 2010

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Gregory M. Murphy', is written over a horizontal line.

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